

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

THOMAS LAUMANN, ROBERT SILVER,
GARRETT TRAUB, and DAVID DILLON,
representing themselves and all other similarly
situated,

Plaintiffs,

v.

NATIONAL HOCKEY LEAGUE, et al.

Defendants.

FERNANDA GARBER, MARC LERNER,
DEREK RASMUSSEN, ROBERT SILVER,
GARRETT TRAUB, and PETER HERMAN,
representing themselves and all other similarly
situated,

Plaintiffs,

v.

OFFICE OF THE COMMISSIONER OF
BASEBALL, et al.

Defendants.

12-cv-1817 (SAS)

ECF Case

Electronically Filed

12-cv-3704 (SAS)

ECF Case

Electronically Filed

**DEFENDANTS' JOINT MOTION TO EXCLUDE OPINIONS AND TESTIMONY OF
PLAINTIFFS' EXPERT DR. ROGER G. NOLL**

Pursuant to Rule 702 of the Federal Rules of Evidence and *Daubert v. Merrell Dow Pharmaceuticals, Inc.*, 509 U.S. 579 (1993), the Defendants in the above-captioned actions hereby move for an Order excluding the opinions and testimony of Plaintiffs' expert Dr. Roger G. Noll. The grounds for this motion are set forth in the Defendants' Memorandum of Law and

are further supported by the Declarations of Dr. Ariel Pakes and Dr. Daniel L. McFadden, being submitted herewith. Defendants respectfully request oral argument on their motion.

Dated: November 12, 2014

Respectfully submitted,

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